

Order

Michigan Supreme Court
Lansing, Michigan

November 27, 2024

Elizabeth T. Clement,
Chief Justice

167108

Brian K. Zahra
David F. Viviano
Richard H. Bernstein
Megan K. Cavanagh
Elizabeth M. Welch
Kyra H. Bolden,
Justices

TOOLES CONTRACTING GROUP, LLC,
Plaintiff-Appellant,

v

SC: 167108
COA: 363005
Washtenaw CC: 17-000765-CZ

WASHTENAW COUNTY ROAD
COMMISSION,
Defendant-Appellee.

On order of the Court, the application for leave to appeal the April 4, 2024 judgment of the Court of Appeals is considered. We direct the Clerk to schedule oral argument on the application. MCR 7.305(H)(1). The parties shall file supplemental briefs in accordance with MCR 7.312(E), addressing: (1) whether MCL 15.240(6) allows, mandates, or prohibits an award of attorney fees a plaintiff incurs (a) after the public records at issue have been produced, or (b) while litigating entitlement to attorney fees; and (2) whether the Court of Appeals correctly held that the trial court's attorney fee award was not an abuse of discretion because the appellant was largely responsible for prolonging the litigation.

Persons or groups interested in the determination of the issues presented in this case may move the Court for permission to file briefs amicus curiae.



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I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

November 27, 2024

Clerk